



Legislation Details (With Text)

**File #:** Res 1608-2017      **Version:** \*      **Name:** LU 696 - Zoning, BAYCHESTER SQUARE, Bronx (20170219 ZRX)  
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**In control:** Committee on Land Use

**On agenda:** 8/9/2017

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**Title:** Resolution approving a motion to file pursuant to withdrawal of the application regarding the decision of the City Planning Commission on Application No. N 170219 ZRX, for an amendment of the Zoning Resolution of the City of New York, relating to Article VII, Chapter 4 (Special Permits by the City Planning Commission) and related sections to modify the use regulations to allow a physical culture or health establishment and modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing area within Community District 12, Borough of the Bronx (L.U. No. 696).

**Sponsors:** David G. Greenfield, Donovan J. Richards

**Indexes:**

**Attachments:** 1. June 21, 2017 - Stated Meeting Agenda with Links to Files, 2. Land Use Calendar - Week of July 17, 2017 - July 21, 2017, 3. Hearing Testimony - Zoning 7-17-17, 4. Hearing Transcript - Zoning 7-17-17, 5. August 9, 2017 - Stated Meeting Agenda with Links to Files, 6. Baychester Square Withdrawal Letters, 7. Committee Report, 8. Hearing Transcript - Stated Meeting 8-9-17, 9. Minutes of the Stated Meeting - August 9, 2017

Date	Ver.	Action By	Action	Result
8/9/2017	*	Committee on Land Use	Filed by Committee	
8/9/2017	*	City Council	Filed by Council	Pass

**THE COUNCIL OF THE CITY OF NEW YORK  
RESOLUTION NO. 1608**

**Resolution approving a motion to file pursuant to withdrawal of the application regarding the decision of the City Planning Commission on Application No. N 170219 ZRX, for an amendment of the Zoning Resolution of the City of New York, relating to Article VII, Chapter 4 (Special Permits by the City Planning Commission) and related sections to modify the use regulations to allow a physical culture or health establishment and modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing area within Community District 12, Borough of the Bronx (L.U. No. 696).**

**By Council Members Greenfield and Richards**

WHEREAS, the City Planning Commission filed with the Council on June 21, 2017 its decision dated June 21, 2017 (the "Decision"), pursuant to Section 201 of the New York City Charter, regarding an application submitted by Gun Hill Square, LLC, for an amendment of the text of the Zoning Resolution of the City of New York, relating to Article VII, Chapter 4 (Special Permits by the City Planning Commission) and related sections to modify the use regulations to allow a physical culture or health establishment and modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing area, This amendment in conjunction with the related actions would facilitate the development of a new pedestrian-oriented open-air urban shopping complex and a single residential building containing approximately 180 units of affordable senior housing within a large-scale general development located at 1769-1771 and 1825 East Gun Hill Road (Block 4804, p/o Lot 100) in the

Baychester neighborhood of the Bronx, (Application No. N 170219 ZRX), Community District 12, Borough of the Bronx (the "Application");

WHEREAS, the Application is related to applications C 170217 PPX (L.U. No. 694), a disposition of City-owned property; C 170218 ZMX (L.U. No. 695), a zoning map amendment changing from an M1-1 District to a C4-3 District; C 170221 ZSX (L.U. No. 697), a special permit to allow the location of buildings without regard for height, setback, and rear yard requirements within a large-scale general development; C 170222 ZSX (L.U. No. 698), a special permit to modify signage requirements within a large-scale general development; and C 170223 ZSX (L.U. No. 699), a special permit to allow an accessory group parking facility and to allow some off-street parking spaces to be located on the roof of a building within a large-scale general development;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(1) of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and

Application on July 17, 2017;

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues, including the Final Environmental Impact Statement (FEIS) for which a Notice of Completion was issued on June 9, 2017 (CEQR No. 14DME010X). The FEIS includes (E) designations to avoid the potential for significant adverse impacts related to noise and hazardous materials (E-410);

WHEREAS, by submission dated August 8, 2017, and submitted to the City Council on August 9, 2017, the applicant withdrew the application.

RESOLVED:

The Council approves the motion to file pursuant to withdrawal in accordance with Rules 6.40a, 7.90 and 11.80 of the Rules of the Council.

Adopted.

Office of the City Clerk, }  
The City of New York, } ss.:

I hereby certify that the foregoing is a true copy of a Resolution passed by The Council of The City of New York on August 9, 2017, on file in this office.

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City Clerk, Clerk of The Council